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*Attorneys for Defendant,
Counterclaimant, Third-Party Plaintiff,
and Counterdefendant
Indian Harbor Insurance Company*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

MARIA GARNICA, an individual,

Plaintiff,

v.

INDIAN HARBOR INSURANCE COMPANY;
DOES I - V, and ROE CORPORATIONS I - V,
inclusive,

Defendants.

INDIAN HARBOR INSURANCE COMPANY,

Counterclaimant,

v.

MARIA GARNICA,

Counterdefendant.

CASE NO.: 2:21-cv-00560-JCM-VCF

**AMENDED JOINT STIPULATION
AND ORDER TO
CONTINUE THE DEADLINE TO
DISMISS THE ACTION WITH
PREJUDICE**

Complaint Filed: February 2, 2021
Removal Filed: April 5, 2021
Trial Date: Not Set

INDIAN HARBOR INSURANCE COMPANY,

Third-Party Plaintiff,

v.

LOUI DEEDS, an individual, NELLY IRAN, an individual, BLUE SHIELD OF CALIFORNIA, a California corporation,

Third Party Defendants.

LOUI DEEDS, an Individual,

Third-Party Defendant's Counterclaim,

v.

INDIAN HARBOR INSURANCE COMPANY;
DOES I-V, and ROE CORPORATIONS I-V,
inclusive

Counterdefendants.

COMES NOW, plaintiff, counterdefendant, and third-party defendant MARIA GARNICA ("Garnica"), counterdefendant and counterclaimant LOUI DEEDS ("Deeds"), and defendant, counterclaimant, third-party plaintiff, and counterdefendant INDIAN HARBOR INSURANCE COMPANY ("Indian Harbor"; collectively, the "Parties"), by and through their respective counsel of record, to hereby submit this Amended Stipulation and [Proposed] Order and agree as follows:

On October 5, 2023, the Parties filed a Notice of Settlement (ECF 119) advising the Court that the Parties had reached a settlement in principle of the above-captioned matter and that the Parties were in the process of drafting and finalizing the necessary settlement documentation in order to effectuate the settlement payments. On the same day, the Court entered an order (ECF 120) stating that the Parties must file a proposed stipulation and order for dismissal on or before November 20, 2023 (the "Order").

In the time since the Court entered the Order, the Parties have been diligently working to effectuate settlement of this matter. To that effect, the settlement agreement has been fully executed by all Parties and Indian Harbor is in the process of remitting the

Therefore, the Parties respectfully request that the Court extend the deadline to file a proposed stipulation and order for dismissal from November 20, 2023 to seven (7) days after the Court has disbursed the interpleaded funds to Garnica and Deeds. On or before that date, the Parties will file a Stipulation of Voluntary Dismissal with Prejudice pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii).

This is the second stipulation for a continuance of the deadline to dismiss this action.

IT IS SO ORDERED:

DATED: December 27, 2023

1 Dated this 1st day of December, 2023:

2 SHOOK & STONE, CHTD

LAW OFFICE OF DAVID SAMPSON

3
4 /s/ Leonard H. Stone

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/s/ David Sampson

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Third-Party Defendant Maria Garnica

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14 /s/ Dylan P. Todd

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Indian Harbor Insurance Company

CERTIFICATE OF SERVICE

As an employee of Clyde & Co US LLP, I certify that a copy of the foregoing **AMENDED JOINT STIPULATION AND [PROPOSED] ORDER TO CONTINUE THE DEADLINE TO DISMISS THE ACTION WITH PREJUDICE** was served by the method indicated:

- ☐ **BY FAX:** by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m. pursuant to EDCR Rule 7.26(a). A printed transmission record is attached to the file copy of this document(s).
- ☐ **BY U.S. MAIL:** by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Las Vegas, Nevada addressed as set forth below.
- ☒ **BY ELECTRONIC SERVICE:** submitted to the above-entitled Court for electronic service upon the Court's Registered Service List for the above-referenced case.
- ☐ **BY EMAIL:** by emailing a PDF of the document listed above to the email addresses of the individual(s) listed below.

Dated: December 01, 2023

/s/ Jennifer Parsons

Jennifer Parsons
An Employee of Clyde & Co US LLP